IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No. : 7,662,360

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Examiner : **Dameron Levest Jones**

Docket No. : 1768-134 Confirmation No. : 3777 Customer No. : 06449

GOOD FAITH AND CANDOR COMMUNICATION

Director of the United States Patent and Trademark Office P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

The subject patent application issued with a notice that the patent term had been adjusted 662 days. A decision dated April 20, 2010 in response to a Request for PTA Recalculation In View of Wyeth raised the PTA to 767 days. Patentees believe this is incorrect and should be fewer days. The PTA calculation and the re-calculation of the Patent Office failed to include the delay in responding to the Notice to File Missing Parts of July 18, 2005 and the delay in filing the Request for Reconsideration of the Decision of April 11, 2006.

Respectfully submitted,

By <u>/ Barbara G. Ernst /</u>

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